

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting in the Tribal Court Room  
7500 Odawa Circle Harbor Springs MI 49770  
May 4, 2008

Closed Session: none

Call to Order: Meeting was called to order at: 9:32 a.m.

Opening Ceremony: Alice Yellowbank

Council Present: Legislative Leader Beatrice A. Law, Secretary Regina Gasco Bentley, Treasurer Gerald Chingwa, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Melvin L. Kiogima, Councilor Fred Harrington, Jr., Councilor Marvin Mulholland

Absent: Councilor Shirley Oldman

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Executive Assistant Rebecca Atkinson

Guests: Marie Miller, Fred Kiogima, Marty VandeCar

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Motion made by Councilor McNamara and supported by Councilor Yellowbank to adopt the agenda for May 4, 2008 with additions.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor Kiogima to approve the Minutes of April 20, 2008 as corrected.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

No Elder's comments at this time.

Tribal Resolution #040608-01: Tribal Council revokes the Tribal Chair's Authority to Establish a Commercial Plan for the Victories Site and Provides for a Preliminary Analysis and Feasibility Study for Victories Site in the Amount of \$35,000 from Prior Period Funds. This Resolution was deemed enacted without the Executive signature and was on the agenda for discussion only.

10:22 a.m. Recess called.

10:31 a.m. Meeting reconvened.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to adopt Tribal Council Resolution: Tribal Council Code of Conduct and Ethics Committee Hearing Procedures.

Roll call vote: Councilor Harrington, Jr.-abstained, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes  
Motion carried.

The Natural Resources Protection Statute proposed legislation, was reviewed for changes.

Motion made by Treasurer Chingwa and supported by Secretary Gasco Bentley to place the Fair Employment Statute on the Legislative Calendar.  
Vote: 6 - Yes, 2 – No (Councilor Harrington, Jr., Councilor Mulholland), - 0 Abstained, 1 – Absent (Councilor Oldman)  
Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Yellowbank to place the Constitutionally Mandated Compensation Statute on the Legislative Calendar.  
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)  
Motion carried.

Motion made by Councilor Mulholland and supported by Secretary Gasco Bentley to place the Trust Fund Board Statute on the Legislative Calendar.  
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)  
Motion carried.

11:45 a.m. Public Comment opened: no comments  
11:46 a.m. Public Comment closed.

12:01 p.m. Lunch recess called.  
1:32 p.m. Meeting reconvened.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to place the Management and Labor Relations Statute on the Legislative Calendar.  
Vote: 7 - Yes, 1 – No (Councilor Harrington, Jr.), 0 - Abstained, 1 - Absent (Councilor Oldman)  
Motion carried.

The Third Quarter Executive Program Reports were reviewed.

Motion made by Councilor Harrington, Jr., and supported by Councilor Yellowbank to adopt Tribal Resolution: Tribal Prosecutor Responsibilities in State Court Child Welfare Proceedings.  
Roll call vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Kiogima to pass the Enrollment for Citizenship Statute.

Roll call vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Chingwa to pass the Dissolution of Marriage Statute.

Roll call vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

3:09 p.m. Public Comment opened: Fred Kiogima spoke regarding the Management and Labor Relations Statute with regard to picketing, the simultaneous breakdown of slot machines with regard to the time it took to get the machines to produce cash outs, the Enrollment for Citizenship Statute blood quantum quotient history of how calculations are computed.

3:19 p.m. Public Comment closed.

3:19 p.m. Recess called.

3:25 p.m. Meeting reconvened.

Motion made by Secretary Gasco Bentley and supported by Councilor Yellowbank to approve Enrollment List A - Eligible for Citizenship dated April 16, 2008 for a total of 4.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Councilor Kiogima, Councilor McNamara, Councilor Oldman)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Treasurer Chingwa to approve Enrollment List B – Declination Ineligible dated April 16, 2008 for a total of 1.

Vote: 6 - Yes, 1 – No (Councilor Harrington, Jr.), 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor Oldman)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Mulholland to send to the Land and Reservation Committee Tribal Resolution request Approval for Residential Lease of Tribally Owned Land.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to accept the Legislative Leader's verbal and written report with confidential items contained therein.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Kiogima to accept the Tribal Treasurer's verbal report.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Chingwa to accept the Land and Reservation Committee report submitted by Councilor Kiogima Committee Chairperson.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Chingwa to accept Councilor Harrington, Jr., Bay Mill's Board of Regents travel report.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Yellowbank to accept the Legislative Services Attorney's verbal and written report.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Yellowbank for Tribal Council attendance at the United Tribes Meeting in May 2008 in Lansing, Michigan and the Tribal / State Summit in June 2008 in Manistee, Michigan.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

4:01 p.m. Motion made by Councilor Harrington, Jr., and supported by Treasurer Chingwa to adjourn.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

These Minutes have been read and approved as corrected.

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Regina Gasco Bentley, Tribal Council Secretary

Date